

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2010-173-E - ORDER NO. 2010-806  
DECEMBER 10, 2010

IN RE: Rulemaking Regarding Regulations 103-331	) ORDER
and 103-336 (Current Utility Practice and	) PROMULGATING
Order No. 2009-770)	) REGULATIONS ON
	) DEPOSITS FOR
	) ELECTRIC NON-
	) RESIDENTIAL
	) CUSTOMERS

This matter comes before the Public Service Commission of South Carolina (“Commission”) for consideration of promulgation of regulations on deposits for electric non-residential customers. In the July 2010 issue of the State Register, the proposed regulations, a Statement of Need and Reasonableness for the regulation, and a Preliminary Fiscal Impact Statement were published. This Commission also published a Notice of Public Hearing, which stated that the Commission had scheduled a hearing for October 26, 2010 at 2:00 PM to take place in the Commission’s Hearing Room.

A hearing was held on October 26, 2010 at 2:00 PM in the Commission’s Hearing Room, with the Honorable John E. Howard, Chairman, presiding. All jurisdictional documents were submitted into the record as a hearing exhibit, which was admitted into evidence. Jocelyn Boyd, Chief Clerk and Administrator, outlined the proposed regulation, which proposes changes to present Regulations 103-331 and 103-336, and puts into regulation form the principles contained in Commission Order No. 2009-770. The proposed changes to Regulation 103-331 delete references to “thirty-day” arrears to

reflect current billing practices of electric utilities and allow an electrical utility to require a deposit from a non-residential customer when such customer or its parent company is experiencing financial difficulties. With respect to Regulation 103-336, proposed changes delete references to “thirty-day” arrears to reflect current billing practices of electrical utilities and state an electrical utility is not required to refund a deposit if a non-residential customer or its parent company is experiencing financial difficulties. The modifications proposed by the Office of Regulatory Staff, Duke Energy Carolinas, Progress Energy Carolinas, and South Carolina Electric & Gas Company in a letter dated April 1, 2010 are hereby adopted.

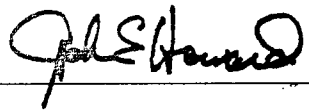
The Commission has considered this matter and finds that these proposed changes as stated above are reasonable. Based on the record as a whole, the Commission finds that the requisite need and reasonableness have been met, the changes are reasonable, and that the regulations should be promulgated.

IT IS THEREFORE ORDERED THAT:

1. The new regulations as described above are promulgated.
2. The regulations shall be submitted to the General Assembly for review pursuant to State law.

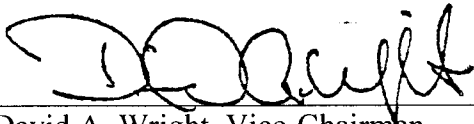
3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

A handwritten signature in black ink, appearing to read "John E. Howard", written over a horizontal line.

John E. Howard, Chairman

ATTEST:

A handwritten signature in black ink, appearing to read "David A. Wright", written over a horizontal line.

David A. Wright, Vice-Chairman

(SEAL)